



PATENT  
Attorney Docket N° BD 99-1-1R

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant or Patentee : Bo Deng  
Serial N° : 09/689,415  
Filed : October 12, 2000  
Group Art Unit :  
Examiner :  
For : COMMUNICATION SYSTEM

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 C.F.R. §1.9(f) and §1.27(b)) - INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor, as defined in 37 C.F.R. §1.9(c), for purposes of paying reduced fees under 35 U.S.C. §41(a) and (b), to the Patent and Trademark Office, with regard to the invention entitled:

**COMMUNICATION SYSTEM**

described in application Serial N° 09/689,415 filed on October 12, 2000, Express Mail Label N° EL 688 379 009 US.

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

Cellaxon Co.  
2821 Fox Hollow Rd.  
Lincoln, NE 68506

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. §1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

The Attorney of Record is hereby authorized to insert the Serial Number and filing date when received from the United States Patent and Trademark Office.

Name of Person Executing: Bo Deng

SIGNATURE ✓

DATE ✓

March 15 '01



**PATENT**  
**Attorney Docket N° BD99-1-1R**

**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant or Patentee : Bo Deng  
Serial or Patent N° : 09/689,415  
Filed or Issued : October 12, 2000  
For : COMMUNICATION SYSTEM

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 C.F.R. §1.9(f) and §1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am:

- ☒ the owner of the small business concern identified below:  
☐ an official of the small business concern empowered to act on behalf of the concern identified below:

**NAME OF CONCERN** : Cellaxon Co.  
**ADDRESS OF CONCERN** : 2821 Fox Hollow Rd.  
Suite 205  
Lincoln, NE 68506

I hereby declare that the above identified small business concern qualifies as a small business as defined in 13 C.F.R. §121.3-18, and reproduced in 37 C.F.R. §1.9(d), for purposes of paying reduced fees under 95 U.S.C. §41(a) and (b) in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties control or has the power to control both.

I hereby declare that rights under contract or law have been conveyed, to and remain with the small business identified above with regard to the invention, entitled:

**COMMUNICATION SYSTEM**

by inventor Bo Deng described in:

- ☒ the specification filed herewith.  
☐ application serial no. , filed on  
☐ patent no. , filed on

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. §1.9(d) or by any concern which would not qualify as a small business concern under 37 C.F.R. §1.9(d) or a nonprofit organization under 37 C.F.R. §1.9(e).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 C.F.R. §1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

The Attorney of Record is hereby authorized to insert the Serial Number and filing date when received from the United States Patent and Trademark Office.

NAME OF PERSON SIGNING : Bo Deng  
TITLE OF PERSON OTHER THAN OWNER : OWNER  
ADDRESS OF PERSON SIGNING : Same as above.

SIGNATURE 

DATE March 15, 01



13

PATENT  
Attorney Docket N° BD99-1-1R

**COMBINED DECLARATION AND POWER OF ATTORNEY  
IN A NONPROVISIONAL PATENT APPLICATION**

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name; that I believe that I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**COMMUNICATION SYSTEM**

described and claimed in the specification as filed on October 12, 2000 as U.S. Serial N° 09/089,415  
\_\_\_\_\_, via United States Postal Service Express Mail Label N° EL 688 379 009 US.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37, C.F.R. §1.56(a).

**CLAIM FOR BENEFIT OF EARLIER U.S.  
APPLICATIONS UNDER 35 U.S.C. §120**

I hereby claim the benefit under 35 U.S.C. §120 of any United States applications that are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in those prior applications in the manner provided by the first paragraph of 35, U.S.C. §112, we acknowledge the duty to disclose information that is material as defined 37 C.F.R. §1.56(a), which occurred between the filing date of the prior applications and the filing date of this application.

USSN

Filing Date

Inventor(s)

Status



**CLAIM FOR BENEFIT OF EARLIER  
APPLICATIONS UNDER 35 U.S.C. §119(e)**

I hereby claim priority benefits under 35 U.S.C. §119(e), of any applications for patent or inventor's certificate listed below:

<u>USPSN</u>	<u>Filing Date</u>	<u>Inventor(s)</u>	<u>Status</u>
60/159,337	October 13, 1999	Bo Deng	Pending
60/178,780	January 28, 2000	Bo Deng	Pending
60/209,646	June 6, 2000	Bo Deng	Pending
60/222,354	August 1, 2000	Bo Deng	Pending

**CLAIM FOR BENEFIT OF EARLIER PCT  
APPLICATIONS UNDER 35 U.S.C. §119**

I hereby claim foreign priority benefits under 35 U.S.C. §119, of any foreign applications for patent or inventor's certificate listed below:

<u>PCT Application N°</u>	<u>Filing Date</u>
---------------------------	--------------------

I hereby appoint as my attorneys, with full powers of substitution and revocation, to prosecute this application and to transact all business with the Patent and Trademark Office connected therewith:

Sean Patrick Suiter, Reg. N°: 34,260  
Kenneth J. Cool, Reg. N°: 40,570  
Kevin E. West, Reg. N°: 43,983  
William J. Breen, III, Reg. N° 45,313  
Chad W. Swantz, Reg. N° 46,329

Please address all telephone calls and correspondence to:

**SEAN PATRICK SUITER**  
SUITER & ASSOCIATES PC  
11516 Nicholas Street, Suite 205  
Omaha NE 68154-4409  
(402) 496-0300 (Telephone)  
(402) 496-0333 (Telecopier)



**23531**

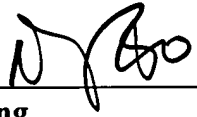
**PATENT TRADEMARK OFFICE**

### DECLARATION

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The Attorney of Record herein is hereby authorized to insert the Serial Number and filing date when received from the United States Patent and Trademark Office.

Dated: March 15.01

  
\_\_\_\_\_  
BO Deng

2821 Fox Hollow Road  
Lincoln, NE 68506  
A Citizen of: USA